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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/759,605	01/20/2004	Jan Weber	12013/51401	8100
23838	7590	10/12/2006	EXAMINER	
KENYON & KENYON LLP 1500 K STREET N.W. SUITE 700 WASHINGTON, DC 20005			PELLEGRINO, BRIAN E	
			ART UNIT	PAPER NUMBER
			3738	

DATE MAILED: 10/12/2006

Please find below and/or attached an Office communication concerning this application or proceeding.

DETAILED ACTION

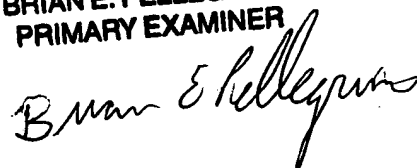
The reply filed on 8/1/06 is not fully responsive to the prior Office Action because of the following omission(s) or matter(s): the Applicant states that certain figures of the application were not included in the Species that were established. However, these figures not listed in the groupings have nothing to do with the category of different coatings as set forth in the restriction requirement of 7/5/06. The structure of the implant (the omitted figures Applicant allegedly elects, not listed in a specie) is irrelevant as to the types of coatings grouped into the different species. See 37 CFR 1.111. A reply to this requirement must include an election of a single group for prosecution on the merits, even if this requirement is traversed, 37 CFR 1.143. Any reply that does not include election of a single specie will be held nonresponsive. Since the above-mentioned reply appears to be *bona fide*, applicant is given **ONE (1) MONTH or THIRTY (30) DAYS** from the mailing date of this notice, whichever is longer, within which to supply the omission or correction in order to avoid abandonment. EXTENSIONS OF THIS TIME PERIOD MAY BE GRANTED UNDER 37 CFR 1.136(a).

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Brian E. Pellegrino whose telephone number is 571-272-4756. The examiner can normally be reached on M-Th (7:30am-5pm) and alternate Fridays.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Corrine McDermott can be reached on 571-272-4754. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free). If you would like assistance from a USPTO Customer Service Representative or access to the automated information system, call 800-786-9199 (IN USA OR CANADA) or 571-272-1000.

BRIAN E. PELLEGRINO
PRIMARY EXAMINER

A handwritten signature in black ink, appearing to read "Brian E. Pellegrino", written over the printed name and title.